

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF COLORADO

IN THE MATTER OF REFUSING TO ACCEPT FOR FILING AMENDMENTS TO DEBTOR'S STATEMENT OF FINANCIAL AFFAIRS OR SCHEDULES TENDERED WITHOUT THE PRESCRIBED FILING FEE

GENERAL PROCEDURE ORDER NUMBER 2005-1

THIS MATTER arises *sua sponte* upon the need to establish procedures for ensuring collection of the miscellaneous fee for filing amendments to the debtor's statement of financial affairs, schedules or list of creditors imposed by the Judicial Conference of the United States pursuant to its authority in titel 28, U.S.C. 1930(c).

WHEREAS the Schedule of Miscellaneous Bankruptcy Fees promulgated by the Judicial Conference of the United States requires that parties filing an amendment to the statement of financial affairs, schedules and list of creditors shall pay to the clerk of the bankruptcy court \$26 for said amendment; and

WHEREAS failure by the debtor to pay the filing fee for said amendments, except when waived by the Court, is contrary to the intent of the Judicial Conference of the United States and may create an administrative burden and financial liability on the clerk of the bankruptcy court in properly filing and entering said amendment and accounting for the fees commensurate with said filing; it is therefore

ORDERED that upon the tendering of an amendment proposing to add a creditor or to add or change other information appearing in schedules D, E or F or to the creditors' address mailing matrix that is not accompanied by full payment to the clerk of any fee promulgated by the Judicial Conference of the United States, except for electronically filed amendments the fee for which has previously been waived or in any other case where the court orders otherwise, the clerk of the bankruptcy court shall not accept the amendment for filing; and it is

FURTHER ORDERED this order shall become effective immediately.

Dated: April 18, 2005.

BY THE COURT:

Sidney B. Brooks, Chief Judge

A. Bruce Campbell, Judge

Elizabeth E. Brown, Judge

Hóward R. Tallman, Judge

Michael E. Romero, Judge